IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 2ND APRIL 2007 / 12TH CHAITHRA 1929

Crl.Rev.Pet.No. 1435 of 2007()

CRA.201/2005 of ADDL. SESSIONS COURT-II, MAVELIKKARA
CC.811/2002 of JUDL.MAGISTRATE OF FIRST CLASS, MAVELIKKARA

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REVN. PETITIONER: APPELLANT/ACCUSED

Y.GEEVARGHESE,
ALUMMOOTTIL THEKKETHIL,
KUDASSANADU MURI, PALAMEL VILLAGE,
KURAMPALA SOUTH P.O.

BY ADV. SRI.RASHEED C.NOORANAD
SRI.G.GOPAKUMAR (CHERTHALA)

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. D.SAMUEL, PAZHAVILAYIL HOUSE,
ULAVUKKADU MURI, PALAMEL VILLAGE.

2. STATE OF KERALA REP. BY GOVT. PLEADER
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.AMJAD ALI

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 02/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1435 of 2007

Dated this the 2nd day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a compensation of Rs.50,000/- to the complainant under Section 357 (3) of the Code of Criminal Procedure.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to make the payment. In the circumstances, sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.50,000/- vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for three months. The revision petitioner is granted six months' time from today onwards to pay the amount of compensation. He shall appear before the Judicial First Class Magistrate Court, Mavelikara on 3.10.2007 to receive the sentence.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl